

AMENDMENTS TO
CHARTER OF
CITY AND COUNTY
OF SAN FRANCISCO

1922

Harry Zemansky

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Amend.



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Senate Concurrent Resolution No. 2.

Adopted in Senate January 16, 1923.

Secretary of the Senate

Adopted in Assembly January 18, 1923.

Chief Clerk of the Assembly

This resolution was received by the Governor, this-----
day of-----A. D. 1923, at-----o'clock---m.

Private Secretary of the Governor

CHAPTER ----

Senate Concurrent Resolution No. 2—Approving twelve certain amendments to the charter of the city and county of San Francisco, State of California, voted for and ratified by the electors of said city and county of San Francisco, at a general election held therein on the seventh day of November, 1922.

WHEREAS, The city and county of San Francisco, State of California, contains a population of over five hundred thousand inhabitants, and has been ever since the eighth day of January, in the year one thousand nine hundred, and is now organized and acting under a freeholders' charter adopted under and by virtue of section eight of article eleven of the constitution of the State of California, which charter was duly ratified by the qualified electors of said city and county at an election held for that purpose on the twenty-sixth day of May, one thousand eight hundred and ninety-eight, and approved by the legislature of the State of California on the twenty-sixth day of January, one thousand eight hundred and ninety-nine (Statutes of 1899, page 241); and

WHEREAS, The legislative authority of said city and county, namely, the board of supervisors thereof, duly proposed to the qualified electors of the city and county of San Francisco, twenty-two certain amendments to the charter of said city and county of San Francisco by the submission of twenty-two proposals, numbered from thirty-two to fifty-three inclusive, entitled as follows, to wit:

AMENDMENT No. 32.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County by amending Article XIII of said Charter, relating to Civil Service, and repealing Sections 7, 10, 12 and 16 of said Article XIII and any or all other provisions of the said Charter in conflict with the said proposed amendment.

AMENDMENT No. 33.

Describing and setting forth a proposal to the qualified electors of the City and County to amend the Charter of said City and County by adding a new subdivision to Section 11 of Article XIII to be designated subdivision C, relating to positions in the Coroner's office.

AMENDMENT No. 34.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend Section 11 of Article XIII of the Charter of said City and County by adding thereto a new subdivision to be known as subdivision D, relating to the office of Sheriff.

AMENDMENT No. 35.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XVI thereof to be numbered Section 1a, relating to meetings of boards and commissions.

AMENDMENT No. 36.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 6 of Chapter V of Article VIII thereof, relating to number of detectives of the Police Department.

AMENDMENT No. 37.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Chapter IX of Article VIII thereof to be numbered Section III, and by adding a new section to Chapter VII of Article IX thereof to be numbered section 11, relating to final determination of matters concerning pensions of policemen and firemen.

AMENDMENT No. 38.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 4 of Chapter I of Article XI and repealing Section 5 thereof, relating to the registration of voters and the compensation to be paid therefor.

AMENDMENT No. 39.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 14 of Chapter III of Article XII thereof relating to the use of ballot machines.

AMENDMENT No. 40.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XII thereof to be numbered Section 21, relating to foreign trade zones.

AMENDMENT No. 41.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Chapter II of Article II thereof, to be numbered Section 13, relating to the expenditure of money for the construction of highways outside of the corporate limits.

AMENDMENT No. 42.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Chapter III of Article II thereof to be numbered Section 8, relating to official advertising.

AMENDMENT No. 43.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XII thereof to be numbered Section 19, relating to the elimination of the bonded debt.

AMENDMENT No. 44.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 6 of Article XIV thereof, to permit the Board of Park Commissioners of the City and County of San Francisco to lease park property for concession purposes.

AMENDMENT No. 45.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XIV thereof to be numbered Section 15, relating to the lease of sub-surface areas of public parks.

AMENDMENT No. 46.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Section 1 of Chapter VIII of Article V thereof, relating to the salaries of Police Judges.

AMENDMENT No. 47.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Chapter I of Article III of the Charter, relating to the repayment of taxes illegally collected.

AMENDMENT No. 48.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by amending Sections 9 and 11 of Chapter II of Article II, and adding a new section to said chapter to be numbered section 12, relating to the sale of land.

AMENDMENT No. 49.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XII thereof to be numbered Section 20, relating to the creation of a Public Service Commission.

AMENDMENT No. 50.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new section to Article XVI thereof to be numbered Section 44, relating to the salaries of certain officers.

AMENDMENT No. 51.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco to amend the Charter of said City and County by adding a new chapter to Article II thereof to be designated Chapter IV, relating to a Department of Supplies.

AMENDMENT No. 52.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the said Charter of said City and

County by adding a new section thereto to be known as Section 6, Article I, relating to the establishment and maintenance by the City and County of San Francisco of a tubercular hospital or hospitals outside of the territorial limits of the City and County of San Francisco.

AMENDMENT No. 53.

Describing and setting forth a proposal to the qualified electors of the City and County of San Francisco, State of California, to amend the Charter of said City and County by adding a new section to Article XII, to be designated as Section 18, relating to the acquisition of existing street railways.

WHEREAS, Said twenty-two proposals aforementioned containing said proposed amendments to said charter were in accordance with the provisions of section eight of article eleven of the constitution of the State of California, published for one day after their order of submission in the "San Francisco Chronicle", a daily newspaper of general circulation in the city and county of San Francisco and the official newspaper of said city and county; that said proposals were printed in convenient pamphlet form and until the date fixed for the election hereinafter described an advertisement was published in a paper of general circulation in the city and county of San Francisco, the "San Francisco Chronicle", that such copies could be had on application therefor to the office of the Board of Supervisors; and

WHEREAS, The said legislative authority of said city and county, ordered placed upon the ballot at a general election to be held in the city and county of San Francisco on the seventh day of November, one thousand nine hundred and twenty-two, the said twenty-two several proposals to amend the charter of the city and county of San Francisco; and

WHEREAS, Said General Election was held in said city and county of San Francisco on the seventh day of November, one thousand nine hundred and twenty-two, which day was more than forty days and less than sixty days after said proposed charter amendments had been published for one day in the "San Francisco Chronicle", newspaper, said general election having been held within six months next preceding a regular session of the legislature; and

WHEREAS, On the thirteenth day of November, one thousand nine hundred and twenty-two, and thereafter at meetings duly convened in accordance with law, the board of election commissioners of said city and county duly and regularly canvassed the returns of said general election, and duly declared the results thereof, said board being by law authorized to conduct, manage and control the holding of said elections and all matters pertaining to such elections in said city and county; and

WHEREAS, Thereafter, to-wit on the thirteenth day of December, one thousand nine hundred and twenty-two, the said board of election commissioners duly filed in the clerk's office of the Board of Supervisors "Official statement of votes cast at the general election held in the city and county of San Francisco, State of California, on Tuesday, the seventh day of November, A. D. 1920, for charter amendments", and

WHEREAS, At said general election so held on the seventh day of November, one thousand nine hundred and twenty-two, twelve of said proposed amendments were ratified by a majority of the electors of said city and county voting thereon, to-wit: Charter Amendments numbered thirty-five, thirty-six, thirty-seven, thirty-eight, thirty-nine, forty, forty-one, forty-four, forty-eight, fifty-one, fifty-two, fifty-three, and that all the other amendments received less than a majority of the votes of the electors voting thereon and were not ratified; and

WHEREAS, The said twelve charter amendments so ratified by the electors of the city and county of San Francisco, are now submitted to the legislature of the State of California for approval or rejection as a whole without power of alteration or amendment in accordance with the provisions of section eight of article eleven of the constitution of the State of California, and are in words and figures, as follows, to-wit:

AMENDMENT No. 35.

That a new section be added to Article XVI to be numbered Section 1a and to read as follows:

Section 1a. All meetings, regular or special, of every board or commission acting pursuant to this Charter, any ordinance, or any law of the State, for the transaction of any business of such board or commission, shall be open to the public, excepting special meetings held by the Civil Service Commission for the purpose of approving payrolls and considering and adopting examination questions, and in the event of there being no date fixed by law, or ordinance, for the holding of any such meeting, public notice thereof shall be made.

AMENDMENT No. 36.

That Section 6 of Chapter V of Article VIII be amended to read as follows:

Section 6. The Chief of Police may detail for detective duties such members of the police force as he may select, not to exceed one for each eighteen members of the police force. He shall designate a Captain of Police to act as captain over the officers so detailed, who shall receive an annual salary of \$4000. Such captain shall rank as Captain of Detectives and his duties shall be defined by the Commissioners and by the

Chief of Police. Such captain shall be in addition to the number of captains specified in Section 2 of this chapter. The members so detailed shall be known in rank as Detective Sergeants. Each of said detective sergeants shall receive an annual salary of \$2400. They may be removed at any time from such detail by the Chief of Police. Their duties shall be defined by the rules and regulations of the Commissioners, by the orders of the Chief of Police and by orders of the Captain of Detectives.

AMENDMENT No. 37.

That a new section be added to Chapter X of Article VIII to be numbered Section 14 and to read as follows:

Section 14. The judgment of said Board of Police Commissioners in passing upon or determining the question when the disability upon which a pension has been granted has ceased shall be final, unless in passing upon or determining said question said Board commit a clear abuse of discretion.

That a new section be added to Chapter VII of Article IX to be numbered Section 11 and to read as follows:

Section 11. The judgment of the Board of Fire Pension Fund Commissioners in passing upon or determining the question when the disability upon which a pension has been granted has ceased shall be final, unless in passing upon or determining said question said Board of Commissioners commit a clear abuse of discretion.

AMENDMENT No. 38.

That Section 4, Chapter I, Article XI, be amended to read as follows:

Section 4. All provisions of the general laws of this State, including penal laws, respecting elections not inconsistent with the provisions of Chapter II hereof, shall be applicable to all elections held in the City and County of San Francisco. All provisions of the general laws of this State, respecting the registration of voters, shall be applicable to such registration in this City and County. The Board of Election Commissioners may provide for the registration of qualified electors at places outside of its office in the City Hall and at the residences and places of business of electors, and it may fix the compensations of the deputies employed for the purpose, at a rate of not more than ten (10) cents for each valid affidavit of registration completed and returned to the Registrar of Voters by each of said deputies, respectively. The Board may appoint such other deputies, clerical assistants and employees as may be necessary, and shall by resolution adopted by a majority vote of all its members and entered upon its minutes, designate the salary to be received and the service to be rendered by each, and the time for which they shall be employed.

The time of employment of such deputies, assistants and employees shall not be extended and when a salary shall have been fixed, it shall not be changed except by like resolution of the Board.

This section is subject to the provisions of Article XIII of the Charter. The provisions of this section shall have full force and effect, all other sections of this Charter notwithstanding.

Section 5 of Chapter I of Article XI is hereby repealed.

AMENDMENT No. 39.

That Section 14 of Chapter II of Article XI be amended to read as follows:

Section 14. In the event of the use of voting machines the arrangement of the ballot, the counting of the vote, the canvass of returns and the determination of the result shall be governed by the general laws of the State.

AMENDMENT No. 40.

That a new section be added to Article XII to be numbered Section 21 and to read as follows:

Section 21. Foreign trade zones, as have been or may hereafter be authorized by acts of Congress to be located in the City and County of San Francisco, are hereby declared to be public utilities within the meaning of this article. A bonded indebtedness for the construction, completion or acquisition of foreign trade zones and the acquisition of necessary lands, buildings and equipment authorized by the electors in accordance with the provisions of this article shall be exclusive of the bonded indebtedness of the City and County of San Francisco limited by Section 9 of this article whenever the Board of Supervisors in the ordinance provided for in Sections 1 and 5 of this article shall declare that the rates shall be so fixed that the income from the operation of the foreign trade zones shall be sufficient to create surplus earnings out of which interest on the bonds issued for the acquisition, construction or completion of such foreign trade zones may be paid and the necessary sinking fund for their redemption provided for.

AMENDMENT No. 41.

That a new section be added to Chapter II of Article II to be numbered Section 13 and to read as follows:

Section 13. Nothing in this Charter contained shall be construed to prohibit the expenditure of money by the City and County for the construction of public highways outside of its corporate limits, and the Board of Supervisors may authorize such expenditure and may direct payment to be

made to any constituted body authorized by law to construct such public highways; provided, however, that consent to the construction of such highway shall be given by the legislative body of the county wherein the same is located. The Board of Supervisors may enter into an agreement with another county or counties for the construction of a public highway and such agreement may provide for the method by which such agreement shall be executed.

AMENDMENT NO. 44.

That Section 6 of Article XIV thereof be amended to read as follows:

Section 6. The Commissioners shall have the complete and exclusive control, management and direction of the aforesaid parks, squares, avenues and grounds, and the exclusive right to erect and to superintend the erection of buildings and structures thereon; and to that end may employ and appoint superintendents, laborers, surveyors, engineers and other officers and assistants, and prescribe and fix their duties, authority and compensation. They shall have the exclusive management and disbursements of all funds legally appropriated or received from any source for the support of said parks, squares, avenues and grounds.

The Board may accept from donors suitable articles for the Museum and Art Gallery situate in the aforesaid Golden Gate Park, and shall manage and control said Museum and Art Gallery.

Except as provided in Section 9 of this article, nothing in this section shall be so construed as to authorize the Commissioners to lease any part of any of said parks, squares, avenues and grounds to any person, company or corporation for any purpose; or to permit any person, company or corporation to build or maintain any structure on any part of said parks, squares, avenues or grounds; but this shall not inhibit the Board from leasing, for a period not greater than five years, such property as may be under the jurisdiction of said Board for the use of the public to such persons, company or corporation who shall undertake to serve such use; and in every such lease the Board shall reserve the right to enter at all times into and upon the premises so leased, and shall make the condition that the building so leased shall be used for park pleasure purposes only. No such building shall be constructed by the Board except it be within the objects and purposes for which said parks, squares, avenues and grounds were dedicated to the public. Nothing in this section contained shall inhibit the Board from leasing any stadium or recreation field under its jurisdiction to any person, association or corporation, for the purpose of holding thereon an athletic contest or con-

ests, and in such lease the Board may permit such person, association or corporation to charge an admission fee to persons desirous of witnessing such contest or contests.

Nothing, however, in this section contained shall inhibit the Board from permitting the use of a limited portion of any one of the aforesaid parks or squares for the purpose of conducting thereon a fair or exposition, under such conditions and restrictions as may be necessary to conserve the integrity of said parks and squares, and for a period not greater than six months, and so as not to interfere with the use of any of the same by the public for park-pleasure purposes; but no such permission shall ever be granted except such fair or exposition be of National, State or Municipal importance. None of the moneys in, or appropriated to, the Park Fund shall be used for the purpose of any such fair or exposition.

AMENDMENT No. 48.

That Sections 9 and 11 of Chapter II of Article II be amended so as to read as follows:

Section 9. The City and County of San Francisco shall have power to sell all lands owned by the City and County, excepting lands for parks, squares and children's playgrounds, and subject to the restrictions contained in Sections 11 and 12 of this chapter, and the Board of Supervisors of said City and County may by ordinance determine that the public interest or necessity demands the sale of such lands so owned or held by the City and County.

Such ordinance must describe the lands to be sold, and the terms of sale which must be for cash in United States gold coin. The land may be sold in one parcel or in subdivisions, as the Supervisors may in such ordinance determine, and sales shall be made by the Mayor as hereinafter provided.

Every such sale must be at public auction, unless the Supervisors shall, in and by such ordinance, determine that all or a portion of such lands shall be sold at private sale.

When a sale at public auction is to be had, the Clerk of the Board of Supervisors must give notice thereof by publishing the same in the official newspaper, and one other daily newspaper published in the City and County, at least three weeks successively next before the sale, which said notice shall describe the lands to be sold with common certainty.

Such sales at public auction must be made in the City and County and must be between the hours of 9 o'clock in the morning and 5 o'clock in the afternoon, and must be made on the day named in the notice of sale, unless the same is postponed.

When it shall have been determined by the Supervisors, as hereinbefore provided, that the sale of such lands shall

be at private sale a notice shall be published in the official newspaper, and one other daily newspaper published in the City and County, for two weeks successively next before the day on or after which the sale is to be made, and the land and tenements to be sold must be described therein with common certainty. The notice must state a day on or after which the sale will be made, and must state that all bids or offers will be received by the Mayor of the City and County, at this office. The day last referred to must be at least fifteen days from the first publication of notice; and the sale must not be made before that day, but must be made within six months thereafter. The bids or offers must be in writing, and must be filed with the Mayor at his office.

No sale of real estate at private sale shall be confirmed by the Supervisors as hereinafter provided unless the sum offered shall be at least 90 per cent of the appraised value thereof, to be fixed and determined as next hereafter provided.

An appraisement of such lands shall be made and filed with the Supervisors, within three weeks after the final passage of the ordinance hereinbefore mentioned, by the Mayor, the Assessor, and the chairman of the Finance Committee of the Supervisors, who are hereby constituted a board of appraisement for such purpose.

When a sale shall have been made by the Mayor; at public auction or at private sale, as hereinbefore provided, he shall require from the person to whom the property is sold a deposit amounting to 10 per cent of the sum bid. He shall immediately thereafter at the next meeting of the Supervisors, report the fact of such sale to the Supervisors with a statement of the sum bid and the name of the bidder, with a request that the Board confirm such sale.

The Clerk of the Supervisors shall immediately thereupon give notice by publication in the official newspaper, and one other daily newspaper published in the City and County, that at a meeting of the Supervisors, to be not less than twenty nor more than thirty days from the first publication of such notice, that such sale has been made, the amount for which the property has been sold and the name of the purchaser. Such notice shall also contain a statement that at such meeting, if an offer of 10 per cent more in amount than that named in said notice shall be made to the Supervisors, in writing, by a responsible person, the Supervisors will confirm such sale to such person, or order a new sale as hereinafter provided.

At such meeting, if it appears to the Supervisors that the sum bid is not disproportionate to the value of the property sold, and that a greater sum cannot be obtained, or if an increased bid, as hereinbefore mentioned, be made and accepted, the Board of Supervisors may, by an ordinance, passed by an affirmative vote, of at least fifteen of its members,

confirm such sale, and direct conveyances to be executed by the Mayor. A certified copy of such ordinance shall be recorded in the County Recorder's office in the county in which the property is situated.

The Board of Supervisors may, in its discretion, confirm or refuse to confirm any sale.

In the event of the refusal of the Board of Supervisors to confirm the sale all proceedings taken as hereinbefore provided for the sale of the lands shall be void and of no effect.

If the sale is confirmed by the Board of Supervisors, conveyances must thereupon be made by the Mayor to the person to whom the sale shall have been so confirmed and shall be delivered to him upon payment of the balance of the purchase price. Such conveyances shall be in the name of the City and County, and shall be effective to convey all the right, title and interest of the City and County in and to the lands therein described to the grantee therein named.

Section 11. Whenever the Board of Education shall by resolution determine that any of the lots of land reserved or dedicated for school purposes are inadequate or unsuitable for school purposes or for use as sites for school buildings and that the public interest or necessity demands the sale thereof, said Board may recommend to the Mayor that such sale be made. If the Mayor shall concur in said recommendation he shall report the same to the Board of Supervisors and said Board shall make such sale in the manner provided in Section 9 of this Chapter. The proceeds arising from such sale shall be used exclusively for the purpose of purchasing lands for school purposes or sites for school buildings or for additions to existing sites for school purposes.

That a new section be added to Chapter II of Article II to be numbered Section 12 and to read as follows:

Section 12. Whenever the Board of Fire Commissioners shall, by resolution, determine that any of the lots of land reserved for Fire Department purposes are inadequate or unsuitable or no longer necessary for Fire Department purposes or for use as sites for fire houses and that the public interest or necessity demands the sale thereof, said Board may recommend to the Mayor that such sale be made. If the Mayor shall concur in said recommendation, he shall report the same to the Board of Supervisors, and said Board shall make such sale in the manner provided in Section 9 of this Chapter. The proceeds arising from such sale shall be used exclusively for the purpose of erecting fire houses or purchasing lands for Fire Department purposes or sites for fire houses or for additions to existing sites for Fire Department purposes or to fire houses.

AMENDMENT No. 51.

That a new chapter is hereby added to Article II to be designated Chapter IV and to read as follows:

Section 1. A Bureau of Supplies is hereby created. The chief of the Bureau shall be a Purchaser of Supplies to be appointed and salary fixed by ordinance of the Board of Supervisors. He shall give an official bond in such sum as may be fixed by said Board.

The Purchaser of Supplies may appoint, subject to the provisions of Article XIII of the Charter, such deputies and assistants as may be necessary when authorized by the Board of Supervisors, and their compensation shall be fixed by said Board; but present employes of the City and County exclusively performing duties as purchasers of supplies or as inspectors, custodians, commissaries or accountants thereof shall be transferred to this Bureau from the department where now employed, and such employes shall be deemed appointed to such positions within the provisions of Article XIII of the Charter and shall be entitled to all the benefits of said article thereafter.

Section 2. The Purchaser of Supplies shall have authority, and it shall be his duty, to purchase all the supplies of every kind and nature required by the several departments of the City government (except the Public Library) upon requisitions issued by such departments, and this provision shall supersede any provision to the contrary contained in this Charter and it shall be the duty of the department to comply herewith. He shall have authority to sell personal property belonging to the City and County when authorized by a resolution of the Board of Supervisors.

Section 3. Notwithstanding the provisions contained in Chapter III of this article or in Section 9 of Chapter I of Article III, the Board of Supervisors shall by ordinance provide a method by which all supplies shall be purchased, the quantity thereof for which contracts may be made, which shall not exceed the estimated quantity required for one year, the period for which delivery of supplies may be made, which shall not be longer than one year, the security to be exacted for the entering into a contract and the faithful performance thereof, the supplies for which advertisement must first be made, the manner of receipt, inspection, distribution and accounting therefor. The Purchaser of Supplies shall have authority to sign contracts for supplies for future delivery and payment when the same does not exceed \$1000; in other cases jointly with the head of the department requisitioning the same.

Section 4. Section 4 of Chapter III of this Charter shall be held applicable to all purchases and contracts made under the provisions of this chapter.

AMENDMENT No. 52.

Adding a new section thereto to be known as Section 6 of Article I, to read as follows:

Section 6. The City and County of San Francisco may purchase, receive, hold or lease real property outside the boundaries of the City and County for the purpose of establishing or maintaining a hospital or hospitals for the treatment and care of persons suffering from tuberculosis who would otherwise be patients at a City and County hospital situated within the limits of the City and County; and may erect, lease, equip and maintain a hospital or hospitals thereon for the treatment of such tubercular patients; and may also provide by contract for the maintenance and care of such tubercular patients in hospitals outside the limits of the City and County owned, operated or maintained by other cities, counties or cities and counties, or may by contract with other cities, counties or cities and counties provide for the joint ownership, operation, maintenance and control of a hospital or hospitals for the treatment of persons suffering from tuberculosis.

AMENDMENT No. 53.

That Article XII of said Charter is hereby amended by adding a new section thereto, to be known as Section 18 and to read as follows:

ACQUISITION OF EXISTING STREET RAILWAYS.

Section 18. The City and County of San Francisco shall have power to purchase the whole or any part of the street railways, street railway system, street railway properties, equipment, franchises or other property operated, owned or controlled by the Market Street Railway Company and situated within the City and County of San Francisco and the County of San Mateo, and to own, operate, improve or extend the same, and any indebtedness incurred for such purchase shall not be subject to the limitation of Section 9 of Article XII of the Charter.

Proceedings for such purchase may be taken pursuant to the provisions of this Article XII of the Charter, or by initiative of the registered voters as provided in Chapter III of Article XI of this Charter, which is hereby declared to be applicable in the matter of the purchase provided for in this section. Such purchase or acquisition shall not, however, be consummated or become effective in the event such purchase shall involve the incurring of indebtedness or liability exceeding in any year the income or revenue provided for such year, unless the same shall be approved by two-thirds of the qualified electors voting thereon, as specified in Section 18 of Article XI of the Constitution of the State of California.

STATE OF CALIFORNIA, }
City and County of San Francisco, } ss.

This is to certify that we, James Rolph, Jr. mayor of the city and county of San Francisco, and J. S. Dunnigan, clerk of the board of supervisors of said city and county, have compared the foregoing proposed and ratified amendments to the charter of the said city and county of San Francisco with the original proposals, submitting the same to the electors of said city and county at a general election held on Tuesday, the seventh day of November, one thousand nine hundred and twenty-two, and find that the foregoing is a full, true, correct and exact copy thereof, and we further certify that the facts set forth in the preamble preceding said amendments to said charter are and each of them is true.

In Witness Whereof, we have hereunto set our hands and caused the same to be authenticated by the seal of the city and county of San Francisco, this 29th day of December, one thousand nine hundred and twenty-two.

JAMES ROLPH, JR.
Mayor of the city and county
of San Francisco.

[SEAL.]

J. S. DUNNIGAN,
Clerk of the Board of Supervisors of the
City and County of San Francisco.

Now therefore, be it

Resolved, by the Senate of the State of California, the Assembly thereof concurring (a majority of all the members elected to each house voting therefor and concurring therein). That said amendments to the charter of the city and county of San Francisco, as proposed to, and adopted and ratified by the electors of said city and county, and as hereinbefore fully set forth, be and the same are, and each of them is hereby approved as a whole without amendment or alteration, for and as amendments to, and as part of the charter of the city and county of San Francisco.

Asst. Secy

President of the Senate

Speaker of the Assembly

Attest:

Secretary of State.



